IN THE HIGH COURT OF BOMBAY AT GOA

PUBLIC INTEREST LITIGATION WP NO. 13 OF 2007

GOA LIC EMPLOYEES UNION ... Petitioner
Versus
CORPORATION OF THE CITY OF PANAJI ... Respondent

Mr. Aires Rodrigues, Advocate for the petitioner.
Mr. A. F. Diniz, Advocate for the respondent.

Coram:- R. S. MOHITE &
N. A. BRITTO, JJ.

Date:- 17th October, 2007

P.C.

Heard both sides. In the course of arguments, the Counsel on behalf of the Corporation of City of the City of Panaji, brought to our notice that on 16.10.2007, the Goa State Pollution Control Board granted permission to the Corporation to set up a Closed Bio Reactor Municipal Solid Waste Plant at Patto. We have perused the minutes which are tendered across the Bar. The same are taken on record and marked "X" for identification. The minutes indicate that the Corporation of the City of Panaji is in process of acquiring land at Bainguinim. The permission to set up Closed Bio Reactor Municipal Solid Waste Plant has been granted subject to the compliance of the Municipal Solid Waste Rules, 2000 and also subject to obtaining permission of the Goa Coastal Zone Management Authority since the site is in the CRZ-II area.

2. We are further informed that the Goa State Pollution Control Board has ordered that the Corporation should stop dumping further waste at the site at Patto and in view of this order, the Corporation has stopped dumping any further waste at that site.

3. The Counsel appearing for the Corporation states that the entire accumulated waste from the site at Patto Plaza would, after composting, be removed completely by 20th November, 2007.

4. On our directions, an affidavit dated 17.10.2007 containing this undertaking, duly affirmed by the Commissioner of the City of Panaji, has been filed and we take the same on record. The undertaking is accepted. In view of the acceptance of the undertaking, the petition is disposed off, with liberty to the petitioner to approach this Court again in case the entire area is not cleared by 20th November, 2007.

R. S. MOHITE, J.

N. A. BRITTO, J.

ssm.